

Message Text

SECRET

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ORIGIN SS-30

INFO OCT-01 ISO-00 SSO-00 NSCE-00 CCO-00 /031 R

DRAFTED BY ACDA/NWT:RBUCHHEIM
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C:RBLACKWILL S/S-O:PSARROS
PM:MRAMEE
INR:JMARCUM
AEC:RDUFF
CIA:JINGLEY
OSD:TGEORGE
JCS:JWESNER
NSC:BHUBERMAN

----- 130269

Z 240201Z JUN 74 ZFF4
FM SECSTATE WASHDC
TO AMEMBASSY MOSCOW FLASH

S E C R E T STATE 134780

EXDIS

E.O. 11652:
TAGS: PARM, UR, US, OEXD
SUBJECT: NUCLEAR TEST BAN TECHNICAL TALKS

DELIVER TO TERRELL BY 8:00 A.M.

1. REFERENCE MOSCOW 9482 AND 9768, WASHINGTON AGENCIES
URGENTLY ADDRESSING SUBSTANTIVE ISSUES RAISED BY US DEL
AND SOVIET TEXTS (E.G., IMPORTANT AND PERVASIVE QUESTION OF
ACCESSION). WHAT FOLLOWS ARE INITIAL COMMENTS:

2. CONCERNING TITLE OF TTB TEXT: CHANGE "AGREEMENT" TO
"TREATY."

3. IN PREAMBLE PARAGRAPH STARTING "NOTING THAT THE
ADOPTION", CHANGE "NUCLEAR WEAPON TESTS" TO "UNDERGROUND
NUCLEAR EXPLOSIONS."

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4. CONCERNING ARTICLE ONE: DELETE "BEGINNING JANUARY 1, 1976". TREAT THIS IN ENTRY-INTO-FORCE ARTICLE BUT WITH DATE BLANK.

5. CHANGE ARTICLE ONE TO READ "EACH OF THE PARTIES TO THIS TREATY UNDERTAKES TO PROHIBIT, TO PREVENT, AND NOT TO CARRY OUT ANY UNDERGROUND NUCLEAR WEAPON TEST EXPLOSION, OR ANY OTHER UNDERGROUND NUCLEAR EXPLOSION, HAVING A YIELD EXCEEDING (BLANK) KILOTONS AT ANY PLACE UNDER ITS JURISDICTION OR CONTROL."

6. CHANGE ARTICLE TWO TO READ "EACH PARTY TO THIS TREATY ADDITIONALLY SHALL NOT CARRY OUT ANY UNDERGROUND NUCLEAR EXPLOSION EXCEPT IN ACCORDANCE WITH THE PROVISIONS OF THE ATTACHED PROTOCOL."

7. CONCERNING ARTICLE THREE:

(A) BRACKET SOVIET DRAFT OF PARAGRAPHS ONE AND TWO.

(B) EXPLAIN TO THE SOVIETS THAT WE ARE BRACKETING THESE TWO PARAGRAPHS BECAUSE A JOINT SEISMIC OR MUTUALLY-AGREED NETWORK MAY BE NEEDED TO VERIFY THIS TREATY.

(C) PARAGRAPH THREE SHOULD READ "TO PROMOTE THE OBJECTIVES AND IMPLEMENTATION OF THIS TREATY, THE PARTIES SHALL COOPERATE WITH RESPECT TO VERIFICATION OF COMPLIANCE WITH THE PROVISIONS OF THIS TREATY AND SHALL, AS NECESSARY, CONSULT WITH EACH OTHER, MAKE INQUIRIES, AND FURNISH INFORMATION IN RESPONSE TO SUCH INQUIRIES.

(D) A PARAGRAPH FOUR SHOULD READ "THE PARTIES RECOGNIZE THAT VERIFICATION OF COMPLIANCE WITH THIS TREATY CAN BE ENHANCED BY THE UTILIZATION OF SEISMIC INSTRUMENTS LOCATED ON THE TERRITORY OF OTHER COUNTRIES." FYI: THIS PROVISION WILL HELP THE U.S. GO TO THIRD COUNTRIES TO SEEK THEIR COOPERATION IN MAINTAINING OR LOCATING SEISMIC INSTRUMENTS FOR PURPOSES OF VERIFICATION.

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END FYI.

8. REPLACE ARTICLES FIVE AND SIX OF SOVIET DRAFT WITH THE FOLLOWING:

(A) ARTICLE.

PARAGRAPH 1.

ANY PARTY MAY PROPOSE AMENDMENTS TO THIS TREATY. THE TEXT OF ANY PROPOSED AMENDMENT SHALL BE SUBMITTED TO THE INITIAL PARTIES WHICH SHALL CIRCULATE IT TO ALL PARTIES TO THIS TREATY. THEREAFTER IF REQUESTED TO DO SO BY ONE-THIRD OR MORE OF THE PARTIES, THE INITIAL PARTIES SHALL CONVENE A CONFERENCE TO WHICH THEY SHALL INVITE ALL OF THE PARTIES, TO CONSIDER SUCH AMENDMENT.

PARAGRAPH 2

ANY AMENDMENT TO THIS TREATY MUST BE APPROVED BY A MAJORITY OF THE VOTES OF ALL THE PARTIES TO THIS TREATY, INCLUDING THE VOTES OF BOTH OF THE INITIAL PARTIES. THE AMENDMENT SHALL ENTER INTO FORCE FOR ALL PARTIES UPON THE DEPOSIT OF INSTRUMENTS OF RATIFICATION OF A MAJORITY OF ALL THE PARTIES INCLUDING THE INSTRUMENTS OF RATIFICATION OF BOTH OF THE INITIAL PARTIES. FYI: AS WITH OTHER ARTICLES, FINAL DETERMINATION ON THIS AMENDMENTS ARTICLE IS CONTINGENT ON RESOLUTION OF ACCESSIONS QUESTION. END FYI.

(B) ARTICLE .

THIS TREATY SHALL BE SUBJECT TO RATIFICATION IN ACCORDANCE WITH THE CONSTITUTIONAL PROCEDURES OF EACH PARTY. THIS TREATY SHALL ENTER INTO FORCE ON OR AFTER , UPON THE EXCHANGE OF INSTRUMENTS OF RATIFICATION OF THE INITIAL PARTIES.

(C) ARTICLE .

PARAGRAPH 1.

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THIS TREATY SHALL BE OF UNLIMITED DURATION.

PARAGRAPH 2.

EACH PARTY SHALL, IN EXERCISING ITS NATIONAL SOVEREIGNTY, HAVE THE RIGHT TO WITHDRAW FROM THIS AGREEMENT IF IT DECIDES THAT EXTRAORDINARY EVENTS RELATED TO THE SUBJECT MATTER OF THIS TREATY HAVE JEOPARDIZED ITS SUPREME INTERESTS. IT SHALL GIVE NOTICE OF ITS DECISION TO THE OTHER PARTIES SIX MONTHS PRIOR TO WITHDRAWAL FROM THIS TREATY. SUCH NOTICE SHALL INCLUDE A STATEMENT OF THE EXTRAORDINARY EVENTS THE NOTIFYING PARTY REGARDS AS HAVING JEOPARDIZED ITS SUPREME INTERESTS.

(D) TREATY .

PARAGRAPH 1.

BEGIN BRACKETS. THIS TREATY SHALL BE OPEN FOR
ACCESSION BY ALL STATES. END BRACKETS.

PARAGRAPH 2.

THIS TREATY SHALL ENTER INTO FORCE ON OR AFTER

(BLANK), FOR ACCEDING STATES ON THE DAY OF DEPOSIT OF
THE INSTRUMENT OF ACCESSION WITH THE GOVERNMENT OF EITHER
OF THE INITIAL PARTIES TO THIS TREATY WHO SHALL BE THE
DEPOSITORY GOVERNMENTS.

PARAGRAPH 3.

THIS TREATY SHALL BE REGISTERED BY THE DEPOSITORY
GOVERNMENTS PURSUANT TO ARTICLE 102 OF THE CHARTER OF THE
UNITED NATIONS.

DONE AT (BLANK) ON (BLANK), IN TWO COPIES, EACH IN
THE RUSSIAN AND ENGLISH LANGUAGES, BOTH TEXTS BEING
EQUALLY AUTHENTIC. KISSINGER

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Message Attributes

Automatic Decaptioning: Z
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LIMITED TEST BAN TREATY, AGREEMENT DRAFT, MEETINGS, NEGOTIATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 24 JUN 1974
Decaption Date: 28 MAY 2004
Decaption Note: 25 YEAR REVIEW
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: CollinP0
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: RBUCHHEIM
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EO Systematic Review
30 JUN 2005

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TAGS: PARM, OEXC, UR, US
To: MOSCOW
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005